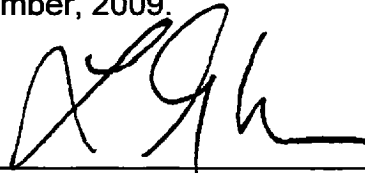




noted in the Magistrate Judge's Report and Recommendation. Contrary to Plaintiff's opinion, nothing in Case Number CV207-38, a prior action filed by the Plaintiff and dismissed by this Court, lends proper support to Plaintiff's contention that the purported lack of timely treatment resulted in the progression of his injuries.

Plaintiff's Objections are without merit. The Report and Recommendation of the Magistrate Judge is adopted as the opinion of the Court. Defendant's Motion for Summary Judgment is **GRANTED**. The Clerk of Court is directed to enter the appropriate judgment of dismissal.

**SO ORDERED**, this 29<sup>th</sup> day of September, 2009.

A handwritten signature in black ink, appearing to read 'L. Godbey Wood', written over a horizontal line.

HONORABLE LISA GODBEY WOOD  
UNITED STATES DISTRICT JUDGE